IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9286 of 2005

Between:

1 Parimella Govind S/o Nagarju
R/o Konapapapeta Village, Thondangi Mandal, East Godavari

District
2 Ummidi Apparao S/o Appanna
R/o Konapapapeta Village, Thondangi Mandal, East Godavari

District

..... PETITIONERS

AND

1 The Principal Secretary, Government of Andhra Pradesh,

A.H. & Fisheries Department, Secretariat, Hyderabad
2 The Commissioner of Fisheries Department of Fisheries, Masthan

Bhavan Shanthi Nagar colony, Hyderabad
3 The Deputy Director of Fisheries, Kakinada, East Godavari

District
4 The Assistant Director of Fisheries, Kakinada, East Godavari

District
5 The Fisheries Development Officer & Authorized Officer, Tuni,

East Godavari District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in allowing the fisherman to do

the fishing operation with Ringuvala half inch or below half inch mesh size as bad arbitrary, contrary to AP Marine Fishing (Regulation) Act, 1994 and also offends under Art 14,19 and 21 of the Constitution of India and pass such other order or orders in the interest of justice and fair play.

Counsel for the Petitioner:MS.M.VIDYAVATHI

Counsel for the Respondents: GP FOR FISHERIES

The Court at the stage of admission made the following :

O R D E R:

Heard learned counsel for the petitioners as well as learned counsel for the respondents.

Appropriate decision has to be taken by the first respondent in pursuance of the letter dated 07-03-2005 addressed by the Assistant Director of Fisheries to the Commissioner of Fisheries. Therefore, without entering into the merits of the case, the writ petition is disposed of directing the first respondent to take appropriate decision by issuing notification, in accordance with law, within three months from the date of receipt of a copy of this order. No order as to costs.

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(K.C.BHANU,J)

25th April, 2005

vrn

To

1 The Principal Secretary, Government of Andhra Pradesh,

A.H. & Fisheries Department, Secretariat, Hyderabad
2 The Commissioner of Fisheries Department of Fisheries, Masthan

Bhavan Shanthi Nagar colony, Hyderabad
3 The Deputy Director of Fisheries, Kakinada, East Godavari

District
4 The Assistant Director of Fisheries, Kakinada, East Godavari

District
5 The Fisheries Development Officer & Authorized Officer, Tuni,

East Godavari District

6 Two C.Cs to the Government Pleader for Fisheries, High Court

Buildings, A.P., Hyderabad (OUT)

7 Two C.D copies.